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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**
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10 NATIONSTAR MORTGAGE LLC,

11 Plaintiff(s),

12 vs.

13 SUNRISE RIDGE MASTER HOMEOWNERS
14 ASSOCIATION, et al.,

15 Defendant(s).

Case No. 2:17-cv-01586-RFB-NJK

ORDER

(Docket No. 26)

16 Pending before the Court is Defendant HOA's motion to stay discovery pending resolution of
17 its motion to dismiss. *See* Docket No. 26; *see also* Docket No. 14 (motion to dismiss). Plaintiff filed
18 a response in opposition, and Defendant filed a reply. Docket No. 27, 30. As Defendant's moving
19 papers acknowledge, one of the requirements for seeking a stay of all discovery pending resolution of
20 a motion to dismiss is that the motion to dismiss is potentially case-dispositive in scope. *See* Docket
21 No. 26 at 4 (discussing *Kor Media Group, LLC v. Green*, 294 F.R.D. 579, 581 (D. Nev. Oct. 29, 2013));
22 *see also Tradebay, LLC v. eBay, Inc.*, 278 F.R.D. 597, 602 ("the pending motion must be potentially
23 dispositive of the entire case or at least dispositive on the issue on which discovery is sought"). In this
24 case, Defendant's motion to dismiss on its face challenges only Plaintiff's quiet title/declaratory relief
25 claim. *See* Docket No. 14 at 7-9. While Defendant argues in conjunction with the stay motion that a
26 ruling in its favor on the motion to dismiss will also impact the other claims brought by Plaintiff, *see*
27 Docket No. 30 at 2, it fails to show that a ruling in its favor on the motion to dismiss will actually
28 dispose of the entire case such that a blanket stay of discovery is warranted.

1 Accordingly, the motion to stay discovery is **DENIED**.

2 IT IS SO ORDERED.

3 DATED: September 12, 2017

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6 NANCY J. KOPPE
7 United States Magistrate Judge
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